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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12 v.
13 PATRICK JENKINS,
14 Defendant.
15 _____

)
) No. CR 05- 0457 JSW
)

) STIPULATION AND ~~PROPOSED~~
) ORDER CONTINUING
) APPEARANCE AND EXCLUDING
) TIME UNDER THE SPEEDY TRIAL
) ACT
)

1 The defendant in the above-captioned matter is set to appear before the Court for a change of
2 plea on December 8, 2005, at 2:30 p.m. However, undersigned counsel for defendant will be out of
3 the country on that date. Accordingly, the parties jointly request and stipulate that the Court continue
4 the appearance to December 22, 2005, at 2:30 p.m. Time is excludable under the Speedy Trial Act
5 for continuity of counsel. 18 U.S.C. § 3161(h)(8)(B)(iv).

6 IT IS SO STIPULATED.

7 KEVIN V. RYAN
8 United States Attorney

9 DATED: November 15, 2005

10 /S/
MICHELLE MORGAN-KELLY
Assistant United States Attorney

11
12 DATED: November 15, 2005

13 /S/
DANIEL P. BLANK
Assistant Federal Public Defender
14 Attorney for Patrick Jenkins

15 IT IS SO ORDERED.

16 DATED: November 17, 2005

17 
JEFFREY S. WHITE
United States District Judge